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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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HORATIO MITCHELL,

Petitioner,

-against-

STATE OF NEW YORK,

Respondent.
-----X

JUDGMENT
08-CV- 4896 (CBA)

A Memorandum and Order of Honorable Carol Bagley Amon, United States District Judge, having been filed on November 1, 2011, denying the petition for a writ of habeas corpus; and ordering that no Certificate of Appealability shall issue; it is

ORDERED and ADJUDGED that the petition for a writ of habeas corpus is denied; and that no Certificate of Appealability shall issue.

Dated: Brooklyn, New York
November 01, 2011

s/DCP

DOUGLAS C. PALMER
Clerk of Court